



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, २० जनवरी, १९७३/३० पौष, १८९४

GOVERNMENT OF HIMACHAL PRADESH

THE HIMACHAL PRADESH ADAPTATION OF LAWS (STATE AND CONCURRENT SUBJECTS) ORDER, 1973

Simla-2, the 18th January, 1973

No. 6-23/71-LR.—Whereas by sub-section (2) of section 49 of the State of Himachal Pradesh Act, 1970 (53 of 1970), the State Government is empowered, by order, to make such adaptations and modifications of the law whether by way of repeal or amendment of any law made before the 25th January, 1971, relating to matters in List II or List III in the Seventh Schedule to the Constitution, as may be necessary or expedient for the purpose of facilitating the application of such laws in relation to the State of Himachal Pradesh; so that every such law shall have effect subject to the adaptations or modifications so made;

Now, therefore, in exercise of the powers conferred by sub-section (2) of section 49 of the State of Himachal Pradesh Act, 1970 (53 of 1970) and all other powers enabling him in that behalf the Governor of Himachal Pradesh, hereby makes the following Order, namely:—

1. (1) This Order may be called the Himachal Pradesh Adaptation of Laws (State and Concurrent Subjects) Order, 1973.

(2) It shall be deemed to have come into force on the 25th day of January, 1971.

2. (1) In this Order,—

(a) “appointed day” means the 25th day of January, 1971;

- (b) "existing law" means any law in force immediately before the appointed day in the whole or any part of the territories now comprised in the State of Himachal Pradesh, but does not include any law relating to a matter enumerated in the Union list.

Explanation.—The expression "law in force" shall include a law passed or made by a legislature or other competent authority in the territory of Himachal Pradesh before the appointed day and not previously repealed, notwithstanding that it or parts of it may not be then in operation either at all or in particular areas;

- (c) "law" has the same meaning as is assigned to it in clause (f) of section 2 of the State of Himachal Pradesh Act, 1970 (53 of 1970).

(2) The General Clauses Act, 1897 applies for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. As from the appointed day, the existing laws and the Central Acts mentioned in the Schedule to this Order, shall, until altered, repealed or amended by a competent Legislature or other competent authority, have effect subject to the adaptations and modifications, directed by the Schedule or, if it is so directed, shall stand repealed.

4. (1) Whenever an expression mentioned in column 1 of the Table hereunder printed occurs (otherwise than in a title or in a citation or description of an enactment) in an existing law, whether an Act mentioned in the Schedule to this Order, or not, then in the application of that law to the State of Himachal Pradesh or, as the case may be to any part thereof, unless that expression is by this Order expressly directed to be otherwise adapted or modified or to be omitted, or unless the context otherwise requires, there shall be substituted therefor the expression set opposite to it in column 2 of the said Table, and there shall also be made in any sentence in which that expression occurs, such consequential amendments as the rules of grammar may require.

TABLE

I. In the laws—

- (i) made by the Himachal Pradesh Legislative Assembly before 1st November, 1966;
- (ii) applied to the Himachal Pradesh by the Himachal Pradesh (Application of Laws) Order, 1948 and the Merged State (Laws) Act, 1949; and
- (iii) extended to the Himachal Pradesh under section 2 of the Union Territories (Laws) Act, 1950 (30 of 1950):

1	2
(a) the whole of Himachal Pradesh	the areas comprised in Himachal Pradesh immediately before 1st November, 1966
(b) the Union territory of Himachal Pradesh	
(c) Administrator or Lieutenant Governor	Government of Himachal Pradesh
(d) Central Government wherever it refers to the State Government of Himachal Pradesh	State Government
(e) Administration of Himachal Pradesh	

II. *In the Laws as applied to Bilaspur vide the Bilaspur (Application of Laws) Order, 1949:*

1	2
(a) Administrator or Lieutenant Governor	Government of Himachal Pradesh
(b) Central Government wherever it refers to the State Government of Himachal Pradesh	State Government.

III. *In the Laws made by the Himachal Pradesh Legislative Assembly between 1st November, 1966 and the appointed day:*

1	2
(a) Union territory	} State of Himachal Pradesh.
(b) Union territory of Himachal Pradesh	
(c) Administration of Himachal Pradesh	
(d) Administrator or Lieutenant Governor	Government of Himachal Pradesh
(e) Central Government wherever it refers to the State Government of Himachal Pradesh.	Government of Himachal Pradesh or Himachal Pradesh Government or State Government.

IV. *In the Laws as in force in the areas added to Himachal Pradesh under sub-section (1) of section 5 of the Punjab Re-organisation Act, 1966 and amended by the Himachal Pradesh (Adaptation of Laws on State and Concurrent Subjects) Order, 1968:*

1	2
Central Government	State Government

(2) A direction in the Schedule to this Order that a specified existing law, or section or portion of such law shall stand unmodified shall be construed merely as a direction that it is not to be modified or adapted in accordance with the provisions of this paragraph.

5. Where this Order requires that in any specified existing law, or in any section or other portion of such law, certain words shall be substituted for certain other words, or that certain words shall be omitted, that substitution or omission, as the case may be, shall, except where it is otherwise expressly provided, be made wherever the words referred to occur in that law or, as the case may be, in that section or portion.

6. Any reference in any existing law to the Legislative Assembly of the Union territory of Himachal Pradesh and to the Legislature of the State, shall be construed as reference to the Legislative Assembly of Himachal Pradesh.

7. Notwithstanding any adaptation made by this Order, where the extent or application of an existing law in force immediately before the appointed day refers, by reason only of such adaptation, to the State of Himachal Pradesh, such reference shall not be deemed to include a reference to any part of that State to which the law did not extend or apply immediately before the appointed day.

8. Any reference in any existing law to the Court of Judicial Commissioner of Himachal Pradesh or the High Court shall be construed—

- (i) as respects any period before the 30th day of April, 1967, as a reference to the Court of Judicial Commissioner for Himachal Pradesh;
- (ii) as respects any period between the 30th day of April, 1967 and 25th January, 1971 as reference to the High Court of Delhi; and
- (iii) as respects any period after the 25th January, 1971, as reference to the High Court of Himachal Pradesh.

9. (1) If on the appointed day, any body, authority or person entitled by or under any existing law to exercise rights, powers or jurisdiction or to perform any duties or to discharge any functions or to hold any property, is not or cannot be duly constituted or appointed by reasons of the establishment of the State of Himachal Pradesh, then, save as expressly provided by or under the Act or any adaptation made in such law, all such rights, powers and jurisdiction shall be exercisable, all such duties shall be performed and all such functions shall be discharged by, and all such property shall vest in, the State Government.

(2) Nothing in sub-paragraph (1) shall be deemed to prevent the State Government from duly constituting or appointing under such law after the appointed day, any body, authority or person to exercise or perform or discharge all or any of such rights, powers, jurisdiction, duties or functions, or vesting therein all or any part of the property aforesaid.

10. The provisions of this Order which adapt or modify any law so as to alter the manner in which, the authority by which, or the law under or in accordance with which any powers are exercisable, shall not render invalid any notification, order, licence, permission, award, commitment, attachment, bye-law, rule or regulation, duly made or issued, or any thing duly done before the appointed day; and any such notification, order, licence, permission, award, commitment, attachment, bye-law, rule, regulation or thing may be revoked, varied or undone, in like manner to the like extent and in the like circumstances as if it had been made, issued or done after the commencement of this Order by the competent authority and under and in accordance with the provisions then applicable to such a case.

11. Nothing in this order shall affect the previous operation of, or anything duly done or suffered under any existing law or any right, privilege, obligation or liability already acquired, accrued or incurred under any such law, or any penalty, forfeiture or punishment incurred in respect of any offence already committed against any such law,

THE SCHEDULE
(See paragraph 3)
PART—I CENTRAL ACTS

Year 1	Enactments 2	Modifications and adaptations 3
1869	The Indian Divorce Act, 1869 (4 of 1869).	<i>Section 3.</i> —In clause (1) omit sub-clause (bb).
1899	The Indian Stamp Act, 1899 (2 of 1899).	<i>Section 57.</i> —In sub-section (1) omit clause (bb).
1910	The Indian Electricity Act, 1910 (9 of 1910).	<i>Section 36A.</i> —In sub-section (2), in clause (c), for “each of the Union territories of Delhi and Himachal Pradesh”, substitute “the Union territory of Delhi”.
1952	The Cinematograph Act, 1952 (37 of 1952).	<p>(a) In Part III of the Act, before section 10, the following section 9-A may be inserted, namely:— “9-A.—This Part extends to the areas comprised in Himachal Pradesh immediately before 1st November, 1966”.</p> <p>(b) In Part III of the Act, for the words “Central Government” wherever these occur, substitute the words, “State Government”.</p> <p>(c) <i>Proviso to Section 11.</i>—For the words, “a Union Territory” substitute the words, “the areas which comprised in Himachal Pradesh immediately before 1st November, 1966”.</p> <p>(d) <i>Section 13.</i>—(i) In sub-section (1) for the words, “The Lieutenant Governor or, as the case may be, the Chief Commissioner, in respect of the whole or any part of a Union territory” substitute the words, “The State Government in respect of the areas, or any part thereof, which comprised in Himachal Pradesh immediately before 1st November, 1966”.</p> <p>(ii) In sub-section (2) the words, “the Chief Commissioner or” and the words, “as the case may be,” be omitted.</p>
1956	The Slum Areas (Improvement and Clearance) Act, 1956 (96 of 1956).	(a) <i>Preamble.</i> —For the words, “certain Union territories” substitute the words, “the State of Himachal Pradesh”.

1

2

3

(b) *Section 1.*—for sub-sections (2) and (3), the following be substituted:—

“(2) It extends to the areas comprised in Himachal Pradesh immediately before the 1st November, 1966.

(3) It shall come into force in the areas stated in sub-section (2) on such date as the State Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different areas thereof.”.

(c) *Section 2.*—Clause (a) be omitted.

(d) For the word “Administrator” wherever it occurs in the Act, the words, “Government of Himachal Pradesh” and for the words, “he” or “his” wherever they have been used in the Act with reference to the Administrator, the words, “it” or “its” as the context requires, be substituted.

(e) For the words, “Central Government” wherever these occur in the Act, the words, “State Government” be substituted.

(f) *Section 21.*—Omit the words, “the Delhi Improvement Trust”.

(g) *Section 40.*—Omit sub-section (3).

1960 The Children Act, 1960
(60 of 1960).

(a) *Preamble.*—For the words, “Union territories” substitute “State of Himachal Pradesh”.

(b) *Section 1.*—for sub-sections (2) and (3), the following be substituted:—

“(2) It extends to the areas comprised in Himachal Pradesh immediately before the 1st November, 1966.

(3) It shall come into force in the areas stated in sub-section (2) on such date as the State Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different areas thereof.”.

1	2	3
		(c) <i>Section 2.</i> —Clause (a) be omitted.
		(d) For the words, “Administrator” or “Administrator of the Union Territory” wherever these occur in the Act, the words, “Government of Himachal Pradesh” and for the words, “he” or “him” wherever these have been used in the Act with reference to the Administrator, the words, “it” or “its” as the context requires, be substituted.
		(e) <i>Section 46.</i> —In sub-section (2) for the words, “Union territory” substitute “State”.
1969	The Union Territories (Separation of Judicial and Executive Functions) Act, 1969 (19 of 1969).	(a) <i>Section 1.</i> —In sub-section (2) after the word “Chandigarh” add the words “and Himachal Pradesh”.
		(b) <i>Section 6.</i> — Omit section 6. ,

PART II—HIMACHAL PRADESH ACTS

1953	The Himachal Pradesh Juvenile (Prevention of Smoking) Act, 1952 (1 of 1953).	<i>Section 4.</i> —Omit the word “Zaildar” and substitute the words “Zila Parishad” for “District Board.”
1953	The Himachal Pradesh Tenants (Rights and Restoration) Act, 1952 (5 of 1953).	<i>Section 6-D.</i> —For the words “Indian Limitation Act, 1908” substitute “Limitation Act, 1963”.
1953	The Himachal Pradesh Debt Reduction Act, 1953 (10 of 1953).	(a) <i>Section 2.</i> —(i) <i>clause (ii).</i> —For the words “Co-operative Societies Act, 1912” substitute “Himachal Pradesh Cooperative Societies Act, 1968”. (ii) omit clause (xi).
		(b) <i>Section 18.</i> — <i>clause (3).</i> —For the words “The Court Fees Act, 1870” substitute “The Himachal Pradesh Court Fees Act, 1968”.
1954	The Himachal Pradesh Land Revenue Act, 1953 (6 of 1954).	(a) <i>Section 4.</i> —omit clause 18. (b) <i>Section 37.</i> —In sub-section (2) for the words “Himachal Pradesh Panchayat Raj

1	2	3
		Act, 1952 (Act No. VI of 1953)" substitute "Himachal Pradesh Panchyati Raj Act, 1968 (Act No. 19 of 1970)".
		(c) <i>Section 46.</i> —For the words "The Specific Relief Act 1877" substitute "The Specific Relief Act, 1963".
		(d) <i>Section 103.</i> —In clause (c) for the words "Himachal Pradesh Panchayat Raj Act," substitute "Himachal Pradesh Panchayati Raj Act, 1968".
		(e) <i>Section 166.</i> —For the words "Indian Limitation Act, 1908" substitute "Limitation Act, 1963."
		(f) <i>Section 167.</i> —In sub-section (2) for "Indian Companies Act, 1913" substitute "Companies Act, 1956".
1954	The Himachal Pradesh Compulsory Primary Education Act, 1953 (7 of 1954).	<i>Section 2.</i> —In clause (2) for "Tehsil Panchayat" substitute "Panchayat Samiti" and or "Zila Panchayat" substitute "Zila Parishad".
1954	The Himachal Pradesh Land Development Act, 1954 (12 of 1954).	(a) <i>Section 1.</i> —In sub-section (2) for "the whole of Himachal Pradesh" substitute "the areas comprised in Himachal Pradesh before 1st November, 1966" (b) <i>Section 2.</i> —Omit clause (e). (c) For "Land Development Commissioner" substitute "Agriculture Production Commissioner" wherever it occurs in the Act.
1954	The Himachal Pradesh Merged State (Application of Laws) Act, 1954 (14 of 1954).	<i>Section 2.</i> —Omit clause (c).
1954	The Himachal Pradesh Abolition of Big Landed Estates and Land Reforms Act, 1953 (15 of 1954).	(a) <i>Section 1.</i> —In sub-section (2) for "whole of Himachal Pradesh" substitute "the areas as comprised in Himachal Pradesh immediately before 1st November, 1966".

1

2

3

- (b) In section 2 [clauses (7) and (17)(c)] section 40 [sub-section. (1)] section 109 [sub-sections (1) and (2)] and section 119 [sub-section (3)].—For the words “Punjab Land Revenue Act, 1887, as in force in Himachal Pradesh immediately before 26th January, 1950” substitute “Himachal Pradesh Land Revenue Act, 1953”.
- (c) Section 2 [clause 8)].—for “Legal Practitioners Act, 1879” substitute “Advocates Act, 1961”.
- (d) “The Himachal Pradesh Panchayat Raj Act, 1953” wherever occurs in the Act, shall be substituted by “The Himachal Pradesh Panchayati Raj Act, 1968”.
- (e) Section 2.—Omit clause (15).
- (f) Section 65.—For the words, “section 9 of the Specific Relief Act, 1877” substitute “section 6 of the Specific Relief Act, 1963”.
- (g) Sections 107 and 117.—In sections 107 and 117 for the words, “Indian Limitation Act, 1908” substitute “Limitation Act, 1963”.
- 1955 The Himachal Pradesh Bhoodan Yagna Act, 1954 (2 of 1955). (a) Section 1.—In sub-section (2) for the words “the whole of Himachal Pradesh” substitute “the areas as comprised in Himachal Pradesh immediately before 1st November, 1966”.
- (b) Section 2.—Omit clause (g).
- 1955 The Himachal Pradesh Private Forests Act, 1954 (6 of 1955). Section 3.—Omit clause (17).
- 1955 The Himachal Pradesh Prevention of Excommunication Act, 1955 (8 of 1955). Section 6.—In clause (b) for the words “Lieutenant Governor” substitute “Government” and for the word “him”, “it”.

1	2	3
1955	The Himachal Pradesh Minor Canals Act, 1955 (14 of 1955).	<p>(a) Section 1.—In sub-section (2) “the whole of the State of Himachal Pradesh” shall be substituted with “the areas as comprised in Himachal Pradesh immediately before 1st November, 1966”.</p> <p>(b) Section 3.—Omit clause (ix).</p> <p>(c) Section 21.—In sub-section (3) for “the Indian Limitation Act, 1908” substitute “the Limitation Act, 1963”.</p>
1955	The Himachal Pradesh Passengers and Goods Taxation Act, 1955 (15 of 1955).	Section 2.—Omit clause (i).
1956	The Himachal Pradesh Ferries Act, 1956. (10 of 1956)	<p>(a) Section 1.—In sub-section (2) “the whole of the Himachal Pradesh” shall be substituted with “the areas as comprised in Himachal Pradesh immediately before 1st November, 1966”.</p> <p>(b) Section 2.—Omit clause (2).</p> <p>(c) Section 7.—In section 7 for the word “Panchayat” wherever it occurs substitute “Parishad”.</p>
1956	The Himachal Pradesh Fruit Nurseries Registration Act, 1956 (11 of 1956).	<p>(a) Section 1.—[sub-section (2)] For “the whole of Himachal Pradesh” substitute “the areas comprised in the Himachal Pradesh immediately before 1st November, 1966”.</p> <p>(b) Section 2.—Omit clause (5).</p>
1964	The Himachal Pradesh Dramatic Performance Act, 1964 (4 of 1964).	<p>(a) In the preamble and the Act the “Union territory” wherever occurs shall be substituted with “State” except in section 14.</p> <p>(b) Section 2.—Omit clause (4).</p>
1964	The Himachal Pradesh Village and Small Towns Patrol Act, 1964 (6 of 1964).	Section 2 [clause (d)] and section 11 (sub-section (3)).—For the words “Panchayat Raj Act, 1952 (Act No. 6 of 1953)” substitute “Panchayati Raj Act, 1968 (19 of 1970)”.

1	2	3
1964	The Land Acquisition (Himachal Pradesh Amendment) Act, 1964 (9 of 1964).	<i>In the preamble and section 2.—For the words “Union territory” substitute “areas as comprised in Himachal Pradesh immediately before 1st November, 1966”.</i>
1964	The Himachal Pradesh Corneal Grafting Act, 1964 (11 of 1964).	(a) <i>Section 1 [sub-section (2)].—For the “Himachal Pradesh” substitute “areas comprised in Himachal Pradesh immediately before 1st November, 1966”.</i> (b) <i>Section 2.—Omit clause (b).</i>
1966	The Himachal Pradesh Anatomy Act, 1966 (4 of 1966).	(a) <i>Section 2.—In sub-section (2) for the words “Union territory” substitute “areas as comprised in Himachal Pradesh immediately before 1st November, 1966”.</i> (b) <i>Section 2.—Omit clause (5).</i>
1966	The Himachal Pradesh Khadi and Village Industries Board Act, 1966 (8 of 1966).	(a) <i>In the preamble and the Act—for the words “Union territory” substitute “areas as comprised in Himachal Pradesh immediately before 1st November, 1966”.</i> (b) <i>Omit clause (a).</i> (c) <i>Section 22.—(i) The words “Union territory” in sub-section (2) shall stand unmodified.</i> <i>(ii) In sub-section (4) for the “Central Government” substitute “State Government”.</i>
1968	The Himachal Pradesh Motor Spirit (Taxation of Sales) Act, 1968 (10 of 1968).	<i>Section 2.—Omit clause (a).</i>
1968	The Himachal Pradesh Entertainments Tax (Cinematograph Shows) Act, 1968 (11 of 1968).	<i>Section 2.—Omit clause (g).</i>
1968	The Himachal Pradesh Entertainments Duty Act, 1968 (12 of 1968).	<i>Section 2.—Omit clause (i).</i>
1968	The Himachal Pradesh Board of School Education Act, 1968 (14 of 1968).	<i>Section 2.—Omit clause (e).</i>

1	2	3
1968	The Himachal Pradesh Ayurvedic and Unani Practitioners Act, 1968 (21 of 1968).	<p>(a) Section 1.—In sub-section (2) for the “Union territory of Himachal Pradesh” substitute “State of Himachal Pradesh”.</p> <p>(b) Section 2.—Omit clause (a).</p> <p>(c) For the “Union territory of Himachal Pradesh” wherever occurs in the Act substitute “State of Himachal Pradesh”.</p>
1968	The Himachal Pradesh General Sales Tax Act, 1968 (24 of 1968).	<p>(a) For the words “Union territory of Himachal Pradesh” wherever occur in the Act substitute “State of Himachal Pradesh”.</p> <p>(b) Section 22.—In the proviso to sub-section (3) for the words “that Union territory” the words “that State” and for the words “the said Union territory” wherever occur “the said State” shall be substituted.</p>
1968	The Indian Forests Himachal Pradesh (Amendment) Act, 1968 (25 of 1968).	Section 2.—For the “Union territory of Himachal Pradesh” substitute “State of Himachal Pradesh”.
1969	The Indian Registration (Himachal Pradesh Amendment) Act, 1968 (2 of 1969).	Section 1.—In sub-section (2) for the “Union territories of Himachal Pradesh” substitute “State of Himachal Pradesh”.
1969	The Himachal Pradesh Co-operative Societies Act, 1968 (3 of 1969).	Section 2.—In clause (17) for “the Union territories of Himachal Pradesh” substitute “State of Himachal Pradesh”.
1969	The Himachal Pradesh Prohibition of Smoking (Show Houses) Act, 1968 (4 of 1969).	Section 2.—In clause (e) for the words “the Union territory of Himachal Pradesh” substitute “the State of Himachal Pradesh”.
1969	The Himachal Pradesh Water Supply Act, 1968 (8 of 1969).	<p>Section 2.—(a) Clause (vi) be substituted as under:—</p> <p>“vi “Gram Panchayat, Panchayat Samiti and Zila Parishad” have the meanings respectively assigned to these expressions in the Himachal Pradesh Panchayati Raj Act, 1968”.</p>

1

2

3

1969 The Himachal Pradesh Good Conduct Prisoners (Temporary Release) Act, 1968 (12 of 1969)

(b) In clause (viii) for "Punjab Municipal Act, 1911" substitute "Himachal Pradesh Municipal Act, 1968".

(c) Section 12.—For "Punjab Municipal Act, 1911" substitute "Himachal Pradesh Municipal Act, 1968".

(a) Section 1.—In sub-section (2) for "Union territory of Himachal Pradesh" substitute "State of Himachal Pradesh".

(b) Section 4.—In sub-section (1) clause (b) proviso (i) for the "clause (3) of section 2 of the Punjab Habitual Offenders (Control and Reform) Act, 1952" substitute "clause (d) of section 2 of the Himachal Pradesh Habitual Offenders Act, 1969 (8 of 1970)".

1969 The Himachal Pradesh Transfer of Land (Regulation) Act, 1968 (15 of 1969).

(a) Section 1.—In sub-section (2) for the "Union territory of Himachal Pradesh" substitute "State of Himachal Pradesh".

(b) Section 2.—(i) In clause (b) for the "Union territory of Himachal Pradesh" substitute "State of Himachal Pradesh".

(ii) Clause (c) shall be substituted as under:—

"(c) "Co-operative Society" means a Co-operative Society registered as such under the Himachal Pradesh Co-operative Societies Act, 1968;"

(iii) Clause (i) shall be substituted as under:—

"(i) "State Government" means the Government of Himachal Pradesh."

1969 The Himachal Pradesh Vaccination Act, 1968 (17 of 1969).

Section 2.—In clause (9) for the "Union territory of Himachal Pradesh" substitute "State of Himachal Pradesh".

1	2	3
1969	The Himachal Pradesh Agricultural Pests, Diseases and Noxious Weeds Act, 1968 (18 of 1969).	<i>Section 2.</i> —In clause (9) for the “Union territory of Himachal Pradesh” substitute “State of Himachal Pradesh”.
1969	The Capital of Himachal Pradesh (Development and Regulation) Act, 1968 (22 of 1969).	<p>(a) <i>Section 2.</i>—for clause (e) the following shall be substituted:—</p> <p>“(e) ‘Municipal Act’ means the Himachal Pradesh Municipal Act, 1968.”</p> <p>(b) <i>Section 26.</i>—(i) For clause (a) of sub-section (1), the following shall be substituted:—</p> <p>“(a) the Municipal Act, or the Himachal Pradesh Panchayati Raj Act, 1968, as the case may be, if in force in such area shall be deemed to be repealed therein:”.</p> <p>(ii) In clause (e) of sub-section (1) for the words “the Himachal Pradesh Panchayat Raj Act, 1952, the Punjab Gram Panchayat Act, 1952 or the Punjab Panchayat Samitis and Zila Parishads Act, 1961” substitute “the Himachal Pradesh Panchayati Raj Act, 1968”.</p>
1969	The Himachal Pradesh Urban Estates (Development and Regulation) Act, 1968 (26 of 1969).	<p>(a) (i) <i>Section 2.</i>—In clause (e) for “the Punjab Municipal Act, 1911” substitute “the Himachal Pradesh Municipal Act, 1968”.</p> <p>(ii) <i>Section 8.</i>—In the heading and sub-sections (3) and (4) for “the Punjab Municipal Act, 1911” substitute “the Himachal Pradesh Municipal Act, 1968”.</p> <p>(b) <i>Schedule.</i>—The Schedule be substituted as follows:—</p>

1

2

3

THE SCHEDULE

(See section 8)

Provisions of the Himachal Pradesh Municipal Act, 1968 (19 of 1968).

Sections 90 to 92, 103, 104, 105, 107 to 109, 119 to 123, 124 to 130, 140 to 149, 150, 151 to 159, 169 to 170, 181, 198, 210, 211, 213, 214, 215, 216, 217, 220, 222, 223, 224, 225, 226, 227, 228 to 238, 239, 240 to 242, 243 to 245, 247, 249, 251, 254 and 255.

1969 The Himachal Pradesh Bricks (Control) Act, 1969 (29 of 1969).

(a) *Preamble and section 1 (2).*—For “Union territory of Himachal Pradesh” substitute “State of Himachal Pradesh”.

(b) *Section 2.*—Omit clause (c)

1969 The Suits Valuation (Himachal Pradesh Amendment) Act, 1969 (30 of 1969).

Preamble.—For “the Union territory of Himachal Pradesh” substitute “the State of Himachal Pradesh”.

1969 The Provincial Insolvency (Himachal Pradesh Amendment) Act, 1969 (31 of 1969).

Preamble.—For “the Union territory of Himachal Pradesh” substitute “the State of Himachal Pradesh”.

1970 The Himachal Pradesh (Transferred Territory Tenants) Protection of Rights (Amendment) Act, 1969 (1 of 1970).

Section 2.—For “Union territory” substitute “State”.

1970 The Usurious Loans (Himachal Pradesh Amendment) Act, 1969 (3 of 1970).

Preamble.—For “Union territory” substitute “State”.

1970 The Provincial Small Causes Courts (Himachal Pradesh Amendment) Act, 1969 (4 of 1970).

Preamble and section 2.—For “Union territory” substitute “State”.

1970 The Himachal Pradesh (Extension of Laws) Act, 1969 (5 of 1970).

Section 2.—Omit clause (d).

1970 The Himachal Pradesh Backward Classes (Grant of Loans) Act, 1969 (6 of 1970).

(a) *Preamble, section 1 clause (ii) and section 2 clause (a).*—For the “Union territory” substitute “State”.

(b) *Section 2.*—Omit clause (d).

1	2	3
		(c) <i>Section 14.</i> —the words “union territory” shall stand unmodified
1970	The Himachal Pradesh Industrial Establishments (National and Festival Holidays and Casual and Sick Leave) Act, 1969 (7 of 1970).	(a) <i>Section 1.</i> —In sub-section (2) for “Union territory” substitute “State”. (b) <i>Section—2.</i> Omit clause (c).
1970	The Himachal Pradesh Habitual Offenders Act, 1969 (8 of 1970).	<i>Sections 1, 7, 8 and 14.</i> —For “Union territory” substitute “State”.
1970	The Himachal Pradesh Shops and Commercial Establishments Act, 1969 (10 of 1970).	(a) <i>Section 1.</i> —In sub-section (2) for “Union territory” substitute “State”. (b) <i>Section 2.</i> —Omit clause (xii).
1970	The Himachal Pradesh University Act, 1970 (17 of 1970).	(a) <i>Section 2.</i> —Omit clause (13). (b) <i>Section 3.</i> —In sub-section (1) for “Union territory” substitute “State”. (c) <i>Section 11.</i> —Omit the word “Lieutenant” in sub-section (1).
1970	The Himachal Pradesh Surcharge on Purchase of Forest Produce Act, 1969 (18 of 1970).	<i>Preamble.</i> —For “Union territory” substitute “State”.
1970	The Himachal Pradesh Panchayati Raj Act, 1968 (19 of 1970).	(a) <i>Preamble, section 150 (a) (ii), section 174 (Explanation) and section 189.</i> —For “Union territory” substitute “State”. (b) (i) <i>Section 150 (a).</i> —For “administration of the Union territory” substitute “affairs of the State”. (ii) <i>Section 150 (c).</i> —For the words “in exercise of the executive power of the Union for the purposes of the administration of the Union territory of Himachal Pradesh” substitute “in exercise of the executive power of the State”.

1	2	3
		(iii) Section 150 (e).— Omit the words “for the purpose of the administration of the Union territory of Himachal Pradesh”.
		(iv) Section 150 (h).—For “Government of India” substitute “Government of Himachal Pradesh”.
1971	The Himachal Pradesh State Aid to Industries Act, 1968 (2 of 1971).	Section 2.—In clause (11) for “Union territory of Himachal Pradesh” substitute “State of Himachal Pradesh”.

PART III PUNJAB ACTS

1872	The Punjab Laws Act, 1872 (4 of 1872)	(i) In its application to the area comprised in Himachal Pradesh immediately before 1st November, 1966; Substitute in sections 42 and 51 “Court of Judicial Commissioner, Himachal Pradesh” with “High Court of Himachal Pradesh”; and (ii) In its application to the areas added to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966; Sections 42 and 51.—For “High Court of Punjab” substitute “High Court of Himachal Pradesh”.
1887	The Punjab Land Revenue Act, 1887 (17 of 1887).	(i) Section 45.— For “Specific Relief Act, 1877 (VI of 1877)” substitute “Specific Relief Act, 1963 (47 of 1963)”. (ii) Section 51 (proviso).— (a) For the words “Section 241 of the Punjab Municipal Act, 1911”

1	2	3
		substitute "Section 256 of the Himachal Pradesh Municipal Act, 1968";
		(b) Omit the words "or of an area declared to be a small town under the provisions of the Punjab Towns Act, 1921".
		(iii) In section 60.— Omit the words, figures and letter "subject to the provisions of section 60-A".
		(iv) Omit section 60-A.
		(v) Omit section 60-B.
1903	The Punjab Court of Wards Act, 1903 (2 of 1903).	Section 32 [sub-section (2)].— For "Indian Limitation Act, 1908" substitute "Limitation Act, 1963".
1905	The Punjab Minor Canals Act, 1905 (3 of 1905).	(a) Section 10.—In sub-section, (3) for "Indian Limitation Act 1908" substitute "Limitation Act, 1963"
		(b) Section 72.—The words, "or by a District Board" be omitted.
1913	The Punjab Pre-emption Act, 1913 (I of 1913).	(a) Section 2.—sub-section (3) be omitted.
		(b) Section 9.—Omit the words "or in respect of any sale sanctioned by the Deputy Commissioner under section 3 (2) of the Punjab Alienation of Land Act, 1900 (XIII of 1900)".
		(c) Section 29.—In sub-section (1) omit the words "or if no appeal lies, to the Divisional Court for revision of the decree on the ground that the decision of the Court of the first instance is contrary to the provisions of the Punjab Alienation of Land Act, 1900 (XIII of 1900)".

1	2	3
		(d) <i>Section 30.</i> —For “Indian Limitation Act, 1908 (IX of 1908)” substitute “Limitation Act, 1963 (36 of 1963)”
1920	The Punjab Limitation (Custom) Act, 1920 (I of 1920).	<p>(a) <i>Section 5.</i>—for figures and words, “4 to 25 (inclusive) of the Indian Limitation Act, 1968” substitute figuree and words “4 to 24 of Limitation Act, 1963”.</p> <p>(b) <i>Section 6.</i>—For “Indian Limitation Act, 1908” substitute “Limitation Act, 1963”.</p>
1922	The Punjab Tow Improvement Act, 1922 (4 of 1922).	All references to the Punjab Municipal Act, 1911 and various references to sections of the said Act, shall be construed as references to the Himachal Pradesh Municipal Act, 1968 and the corresponding sections thereof.
1931	The Punjab Municipal (Executive Officers) Act, 1931 (2 of 1931).	All references to the Punjab Municipal Act, 1911 and various references to sections of the said Act, shall be construed as references to the Himachal Pradesh Municipal Act, 1968 and the corresponding sections thereof.
1932	The Punjab Nurses Registration Act, 1932. (1 of 1932)	The word “Punjab” wherever occurs in the Act, be substituted with “Himachal Pradesh”.
1934	The Punjab Relief of Indebtedness Act, 1934 (7 of 1934)	<p>(a) Omit section 33.</p> <p>(b) <i>Section 35.</i>—(i) In sub-section (4) omit the words “as defined in Punjab Alienation of Land Act, 1900”.</p> <p>(ii) In sub-section (5) omit the words “a tribe notified as agricultural under the Punjab Alienation of Land Act, 1900 and every member of”.</p>

1	2	3
1936	The Punjab Debtors Protection Act, 1935 (2 of 1936).	Section 2 [clause (3)].—For the words “Co-operative Societies Act, 1912” substitute “Himachal Pradesh Cooperative Societies, Act, 1968”.
1938	The Punjab Registration of Money Leenders Act, 1938 (3 of 1938).	Section 2 (Clause (5)).—For the words “Cooperative Societies Act, 1912” (II of 1912)” substitute “Himachal Pradesh Cooperative Societies Act, 1968 (3 of 1969)”.
1957	The Punjab Laws (Extension No. 1) Act, 1957 (5 of 1957).	In sections 4 & 5, the words “State of Punjab” shall stand unmodified.
1957	The Punjab Laws (Extension No. 2) Act, 1957 (7 of 1957).	In section 5, the words “State of Punjab” shall stand unmodified.
1957	The Punjab Laws (Extension No. 3) Act, 1957 (23 of 1957).	In sections 4 & 5, the words “State of Punjab” shall stand unmodified.
1957	The Punjab Co-operative Land Mortgage Banks Act, 1957 (26 of 1957).	All references to the Punjab Co-operative Societies Act, 1954 shall be construed as references to the Himachal Pradesh Co-operative Societies Act, 1968.
1957	The Punjab Courts Laws (Extension) Act, 1957 (38 of 1957).	(a) Section 2.—In clause (c), the words “Punjab High Court” and “State of Punjab” shall stand unmodified. (b) Section 4.—The words “Punjab High Court” shall stand unmodified. (c) Section 6.—In sub-section (2) the words “State of Punjab” shall stand unmodified.
1957	The Punjab Ware Houses Act, 1957 (2 of 1958).	Section 2.—For clause (a) substitute as following:— “Co-operative Societies” means a society registered or deemed to be registered under the Himachal Pradesh Cooperative Societies, Act, 1968.”.

1	2	3
1958	The Punjab Laws (Extension No. 4) Act, 1958 (18 of 1958).	In sections 4 & 5, the words "State of Punjab" shall stand unmodified.
1958	The Punjab Laws (Extension No. 5) Act, 1958 (30 of 1958).	In sections 4 & 5, the words "State of Punjab" shall stand unmodified.
1959	The Punjab Laws (Extension No. 6) Act, 1959 (5 of 1959).	In sections 4 & 5, the words "State of Punjab" shall remain unmodified.
1960	The Punjab New Mandi Township (Development and Regulation) Act, 1960 (2 of 1960).	The references in the Act to Indian Limitation Act, 1908, Punjab Municipal Act, 1911, Punjab Gram Panchayat Act, 1952, be construed as references to Limitation Act, 1963, Himachal Pradesh Municipal Act, 1968 and the Himachal Pradesh Panchayati Raj Act, 1968.
1960	The Punjab Laws (Extension No. 7) Act, 1960 (23 of 1960).	In sections 4 & 5, the words "State of Punjab" shall stand unmodified.
1960	The Punjab Laws (Extension No. 8) Act, 1960 (41 of 1960).	In sections 4 & 5, the words "State of Punjab" shall stand unmodified.
1960	The Punjab Laws (Extension No. 9) Act, 1960 (43 of 1960).	In sections 4 & 5, the words "State of Punjab" shall unmodified.
1961	The Punjab Laws (Extension No. 10) of 1961 (8 of 1961).	In sections 4 & 5, the words "State of Punjab" shall stand unmodified.
1962	The Punjab Laws (Extension No. 11) Act, 1962 (18 of 1962).	In sections 4 & 5, the words "State of Punjab" shall stand unmodified.
1963	The Punjab Land Improvement Schemes Act, 1963 (23 of 1963).	Section 30.—In sub-section (3) for "each House" substitute "the House" and for "both Houses agree" substitute "the House agrees".
1964	The Punjab Ancient and Historical Monuments and Archaeological Sites and Remains Act, 1964 (20 of 1964).	Section 38.—In sub-section (4) for "each House" substitute "the House" and for "both the Houses agree" substitute "the House agrees".

1	2	3
1964	The Punjab Separation of Judicial and Executive Functions Act, 1964 (25 of 1964).	Section 2.—The words “Punjab Acts” shall stand unmodified.

B. D. SHARMA,
Secretary (Law) to the
Government of Himachal Pradesh.